

Civil Action No.

JUN 11 2021

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4(1))

US District Court

Western District of NC

This summon for (name of individual and title, if any)

Department of Homeland Security

was received by me on (date) May 3, 2021.

I personally served the summons on the defendant at (place) _____ on (date) _____; or

I left the summons at the individual's residence or usual place of abode with (name) _____, a person of suitable age and discretion who resides there, on (date) _____, and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) Via USPS Certified Mail, who is designated by law to accept service of process on behalf of (name of organization) _____ on (date) May 14, 2021; or

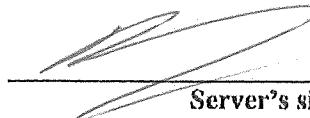
I returned the summons unexecuted because _____; or

Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____.

I declare under penalty of perjury that this information is true.

Date: _____


 A handwritten signature in black ink, appearing to read "Robert Pinckney".

Server's signature

Robert Pinckney

Printed name **gCAtProcess Serving**
5000 Sunnyside Avenue
Suite 101
Beltsville, MD 20705

Server's address (301)793-4336

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT
for the
Western District of North Carolina

ANDRE ANTONIO DAVIS

Plaintiff)
v.) Civil Action No. 3:21-cv-61
)
CHAD F. WOLF)
)
)
)
Defendant)

SUMMONS IN A CIVIL ACTION

TO: (Defendant's name and address)

DEPARTMENT OF HOMELAND SECURITY
ACTING SECRETARYTHE HONORABLE CHAD F. WOLF
2801 NEBRASKA AVENUE, NW
WASHINGTON, DC 20528

BIVENS ACTION

DEMAND FOR JURY TRIAL



A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) – or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) – you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

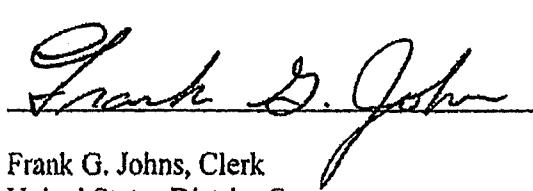
ANDRE A DAVIS
P.O. BOX 551329
GASTONIA, NC 28054

PLAINTIFF IN PRO PER

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



Date 4/28/2021


Frank G. Johns, Clerk
United States District Court

Affidavit of Process Server

United States District Court for the Western District of North Carolina

Andre Antonio Davis (NAME OF COURT) Monty Wilkinson 3:21-cv-61
vs DEFENDANT/RESPONDENT CASE NUMBER

PLAINTIFF/PETITIONER DEFENDANT/RESPONDENT CASE NUMBER
Roberto Pineda, being first duly sworn, depose and say: that I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service.

Service: I served was unable to serve : Department of Homeland Security

NAME OF PERSON TO BE SERVED
with (list documents) Summons / Causes of Action

We were notified that we had to certified mail the documents due to COVID -19
by leaving with _____ At _____

NAME RELATIONSHIP / POSITION
 Residence _____
 Business 2801 Nebraska Avenue NW CITY / STATE
ADDRESS Washington, D.C. 20528

ADDRESS CITY / STATE
On May 14, 2021 AT 11:26 a.m. FILED
DATE TIME CHARLOTTE, NC

Inquired if subject was a member of the U.S. Military and was informed they are not.

Thereafter copies of the documents were mailed by prepaid, first class mail on JUN 11 2021

from _____ DATE
CITY STATE ZIP US District Court
Western District of NC

Manner of Service:

- Personal:** By personally delivering copies to the person being served.
- Substituted at Residence:** By leaving copies at the dwelling house or usual place of abode of the person being served with a member of the household over the age of _____ and explaining the general nature of the papers.
- Substituted at Business:** By leaving, during office hours, copies at the office of the person/entity being served with the person apparently in charge thereof.
- Corporate:** By personally delivering copies to the person named above.
- Posting:** By posting copies in a conspicuous manner to the front door of the person/entity being served.

Non-Service: After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

Unknown at Address Moved, Left no Forwarding Service Cancelled by Litigant Unable to Serve in Timely Fashion
 Address Does Not Exist Other _____

Service Attempts: Service was attempted on: (1) May 6, 2021 @ 2:45p.m. (2)

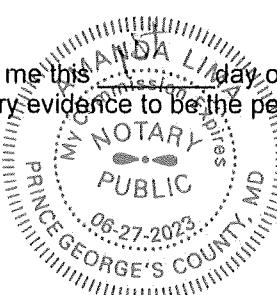
DATE TIME DATE TIME

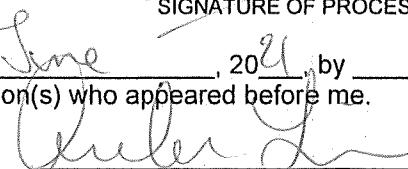
(3) _____ (4) _____ (5) _____
DATE TIME DATE TIME

Description: Age _____ Sex _____ Race _____ Height _____ Weight _____ Hair _____ Beard _____ Glasses _____


SIGNATURE OF PROCESS SERVER

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____, by _____,
Proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.




SIGNATURE OF NOTARY PUBLIC

NOTARY PUBLIC for the state of _____, Alenya Lenee.



[Track Another Package](#) +

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automated notifications on your packages

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([https://reg.usps.com/xsell?
app=U_psTools&ref=homepageBanner&appURL=https%3A%2F%2Finformeddelivery.usps.com%2Fbox%2Fpages%2Fintro%2Fstatus](https://reg.usps.com/xsell?app=U_psTools&ref=homepageBanner&appURL=https%3A%2F%2Finformeddelivery.usps.com%2Fbox%2Fpages%2Fintro%2Fstatus))

Tracking Number: 70181130000030516002

[Remove X](#)

Your item was delivered to an individual at the address at 11:26 am on May 14, 2021 in DHS, VA 20598.

Delivered, Left with Individual

May 14, 2021 at 11:26 am
DHS, VA 20598

[Get Updates](#) ▾

[Text & Email Updates](#) ▾

[Tracking History](#) ^

May 14, 2021, 11:26 am
Delivered, Left with Individual
DHS, VA 20598

Your item was delivered to an individual at the address at 11:26 am on May 14, 2021 in DHS, VA 20598.

May 14, 2021, 11:08 am
Available for Pickup
DHS, VA 20598

May 14, 2021, 7:23 am
Arrived at Post Office
WASHINGTON, DC 20018

May 13, 2021, 6:08 am

Departed USPS Regional Facility
WASHINGTON DC DISTRIBUTION CENTER

May 13, 2021, 6:02 am

Arrived at USPS Regional Facility
WASHINGTON DC DISTRIBUTION CENTER

May 12, 2021

In Transit to Next Facility

May 11, 2021, 7:42 pm

Arrived at USPS Regional Facility
SOUTHERN MD DISTRIBUTION CENTER ANNEX

May 11, 2021, 12:01 pm

USPS in possession of item
BELTSVILLE, MD 20705

Product Information



See Less

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FAQs